

IN THE UNITED STATES PATENT AND TRADEMARK OFFICERESPONSE TO RESTRICTION REQUIREMENT TRANSMITTAL

Applicants: James R. Keogh, et al

Examiner: Rosenthal, Casey S.

Serial No.: 10/054,447

Group Art Unit: 1615

Filed: January 22, 2002

Docket: P-9170.00

Title: METHOD FOR COATING MEDICAL DEVICE SURFACES

**CERTIFICATE OF MAILING UNDER 37 CFR 1.8:** I hereby certify that this Response to Restriction Requirement Transmittal and the paper(s), as described herein, are being deposited in the U.S. Postal Service, as first class mail, addressed to Mail Stop Amendment, P.O. Box 1450, Commissioner for Patents, Alexandria, VA 22313-1450 on this

2nd day of MAY, 2005.

Juanita I. Traufler

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

We are transmitting herewith the attached:

- Response to Restriction Requirement Transmittal  
 Response to Restriction Requirement  
 Return Postcard

**FEE CALCULATION**

CLAIM AMENDMENT(S)	Claims Remaining After Amendment	Highest Number Previously Paid For	Add'l Claims	Rate	Fee
Total Claims	84 -	236 =		x 18	\$00.00
Independent Claims	8 -	21 =		x 88	\$00.00
Multiple Dependent Claims	No			+ 300	\$
TOTAL					\$00.00

\_\_\_\_ Applicant hereby petitions for a \_\_\_\_ month extension of time in the prior application. If an additional extension of time is required, please consider this a petition therefor;

\_\_\_\_ Charge Deposit Account No. 13-2546 the sum of \$ \_\_\_\_\_.

Please charge any additional fees or credits to Deposit Account No. 13-2546 which may have been overlooked on this Amendment Transmittal with regard to this filing. A duplicate of this transmittal is enclosed.

Applicant believes that no extension of time is required. However, if an extension of time is required, please consider this a petition therefor to provide for the possibility that applicant has inadvertently overlooked the need for an extension of time.

May 2, 2005  
Date

David P. Ruschke, Reg. No. 40,151  
CUSTOMER NUMBER 27581  
Telephone: (763) 505-2913

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MAY 06 2005

PATENT & TRADEMARK OFFICE

PATENT

**CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 2<sup>nd</sup> day of May, 2005.

Medtronic, Inc.

By Juanita I. Traufler  
Juanita I. Traufler

Date May 2, 2005

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**RESPONSE TO RESTRICTION REQUIREMENT**

Mail Stop Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**REMARKS**

This response is submitted in response to the Office Action dated March 31, 2005.

Applicants note that the Examiner has reconsidered the restriction requirement set forth in the Office Action dated August 12, 2004 and rejoined claims 1-10, 52-61, 103-114, and 162-173 in this application. Applicants assume that claims 233-234 were also rejoined and inadvertently omitted from the Office Action cover sheet, and have treated them as such in the following remarks. In this Office Action, the Examiner has requested election of species. Applicants, through their attorney, elect with traverse the following species including those the Examiner has identified: the type of medical device elected is an implantable medical device, the claims readable on this species being the generic claims 1, 52, 103, 162, 233, 234, 235 and 236 and the species claims 2, 53, 104, 163, 237 and 255; the type of surface component elected is a polymer, a polyamide, a polycarbonate, a polyether, a polyester, a polyolefin, a polyethylene, a